

**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	0018-10	Total Pages	28
First Named Inventor or Application Identified			
Inventors: Carl E. Fabian			
Invention: ATTACHMENT OF ELECTRONIC TAGS TO SURGICAL Sponges AND IMPLEMENTS			
Express Mail Label No.	EU444225224US		

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PTO
08/28/03

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. <input checked="" type="checkbox"/> Fee Transmittal Form <i>(Submit an original, and a duplicate for fee processing)</i>	6. <input checked="" type="checkbox"/> Express Mailing Certification
2. <input checked="" type="checkbox"/> Specification [Total Pages 20] <i>(preferred arrangement as set forth below)</i> - Descriptive title of the Invention - Cross References to Related Applications - Statement Regarding Fed sponsored R & D - Reference to Microfiche Appendix - Background of the Invention <input type="text"/> - Brief Summary of the Invention - Brief Description of the Drawings <i>(if filed)</i> - Detailed Description - Claim(s) - Abstract of the Disclosure	7. Nucleotide and/or Amino Acid Sequence Submission <i>(if applicable, all necessary)</i> a. <input type="checkbox"/> Computer Readable Copy b. <input type="checkbox"/> Paper Copy <i>(identical to computer copy)</i> c. <input type="checkbox"/> Statement verifying identity of above copies
3. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) [Total Sheets 6]	8. <input type="checkbox"/> Assignment Papers (cover sheet & documents(s))
4. Oath or Declaration [Total Pages 2] a. <input checked="" type="checkbox"/> Newly executed (original or copy) <input type="text"/> b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <i>(for continuation/divisional with Box 17 completed)</i> <i>[Note Box 5 below]</i> i. <input type="checkbox"/> <u>DELETION OF INVENTOR(S)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).	9. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input checked="" type="checkbox"/> Power of Attorney <i>(when there is an assignee)</i>
5. <input type="checkbox"/> Incorporation By Reference <i>(useable if Box 4b is checked)</i> . The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.	10. <input checked="" type="checkbox"/> Applicant Claims Small Entity Status
	11. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations
	12. <input type="checkbox"/> Preliminary Amendment
	13. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i>
	14. <input checked="" type="checkbox"/> Small Entity Statement
	15. <input type="checkbox"/> Certified Copy of Priority Documents <i>(if foreign priority is claimed)</i>
	16. <input type="checkbox"/> Other: _____

17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

Continuation Divisional Continuation-in-part (CIP)

18. CORRESPONDENCE ADDRESS

<input type="checkbox"/> Customer Number or Bar Code Label	000025901	or <input checked="" type="checkbox"/> Correspondence address below			
NAME	Ernest D. Buff				
	Ernest D. Buff & Associates, LLC				
ADDRESS	245 South Street				
CITY	Morristown	STATE	New Jersey	ZIP CODE	07960
COUNTRY	USA	TELEPHONE	(973) 644-0008	FAX	(973) 644-4554

130-49 U.S. PTO
8/28/03

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FEE TRANSMITTAL

Note: Effective October 1, 1997
Patent Fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT	(\\$)	522.00	Attorney Docket Number	0018-10
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METHOD OF PAYMENT (check one)					FEE CALCULATION (continued)				
1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to: Deposit Account Number → <input type="text"/>					3. ADDITIONAL FEES Larg Entity Small Entity e Fee Fee Fee Fee (\$) Code Fee (\$) Code Code				
Deposit Account Name → Ernest D. Buff And Associates LLC <input type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Charge the Issue Fee Set In 37 CFR 1.18 at the Mailing of the Notice of Allowance					105	130	205	65	Surcharge - late filing fee or oath
2. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other					127	50	227	25	Surcharge - late provision filing fee or cover sheet
FEE CALCULATION					139	130	139	130	Non-English specification
1. FILING FEE Large Entity Small Entity Fee Fee Fee Fee Code (\$\$) Code (\$\$) Description Paid					147	2,520	147	2,520	For filing a request for reexamination
101 790 201 345 Utility filing fee 106 330 206 165 Design filing fee 107 540 207 270 Plant filing fee 108 790 208 395 Reissue filing fee 114 150 214 75 Provisional filing fee					112	920*	112	920*	Requesting publication of SIR prior to Examiner action
SUBTOTAL (1) (<\$) 375.00					113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action
2. CLAIMS Extra Fee From below Fee Paid					115	110	215	55	Extension for reply within first month
Total Claims <input type="text" value="27"/> -20= <input type="text" value="7"/> X <input type="text" value="9"/> = <input type="text" value="63.00"/> Independent Claims <input type="text" value="5"/> -3= <input type="text" value="2"/> X <input type="text" value="42"/> = <input type="text" value="84.00"/> Multiple Dependent Claims <input type="text" value="0"/> X <input type="text" value="0"/> = <input type="text" value="0.00"/>					116	400	216	200	Extension for reply within second month
Large Entity Small Entity Fee Fee Fee Fee Code (\$\$) Code (\$\$) Description Paid					117	950	217	475	Extension for reply within third month
103 18 203 9 Claims in excess of 20 102 82 202 40 Independent claims in excess of 3 104 270 204 135 Multiple dependent claim 109 82 209 40 Reissue independent claims over original patent 110 18 210 9 Reissue claims in excess of 20 and over original patent					118	1,510	218	755	Extension for reply within fourth month
SUBTOTAL (2) (<\$) 147.00					128	2,060	228	1,030	Extension for reply within fifth month
					119	310	219	155	Notice of Appeal
					120	310	220	155	Filing a brief in support of an appeal
					121	270	221	135	Request for oral hearing
					138	1,510	138	1,510	Petition to institute a public use proceeding
					140	110	240	55	Petition to revive - unavoidable
					141	1,320	241	660	Petition to revive - unintentional
					142	1,320	242	660	Utility issue fee (or reissue)
					143	450	243	225	Design issue fee
					144	670	244	335	Plant issue fee
					122	130	122	130	Petitions to the Commissioner
					123	50	123	50	Petitions related to provisional applications
					126	240	126	240	Submission of Information Disclosure Stmt
					581	40	581	40	Recording each patent assignment per property (times number of properties)
					146	790	246	395	Filing a submission after final rejection (37 CFR 1.129(a))
					149	790	249	395	For each additional invention to be examined (37 CFR 1.29(b))
Other fee (specify) _____									
Other fee (specify) _____									
					*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (<\$)				

SUBMITTED BY:				Complete (if applicable)	
Typed or Printed Name	Ernest D. Buff			Reg. Number	25,833
Signature				Date	08/28/03
Deposit Account User ID					

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Carl E. Fabian Group Art Unit: N/A
Serial No.: Examiner: N/A
For: **ATTACHMENT OF ELECTRONIC TAGS**
 TO SURGICAL SPONGES AND IMPLEMENTS
Docket No.: 0018-10

Ernest D. Buff & Associates, LLC
245 South Street
Morristown, New Jersey 07960
(973) 644-0008
August 28, 2003

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Certificate of Mailing by Express Mail

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 28, 2003.


Signature

Ernest D. Buff
Attorney of Record

August 28, 2003
(Date)